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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

XENOPHON XAYAMONTY, a/k/a
"Rexy," a/k/a "X,"

Defendant.

-) No.
-)
-) COUNTS 1, 3, 5, AND 6:
-) DISTRIBUTION OF
-) METHAMPHETAMINE
-) Vio. of 21 U.S.C. § 841(a)(1) and
-) (b)(1)(A)
-)
-) COUNTS 2 AND 4:
-) CARRYING A FIREARM DURING
-) DRUG TRAFFICKING CRIME
-) Vio. of 18 U.S.C. § 924(c)(1)(A)(i)
-)
-) CRIMINAL FORFEITURE
-) ALLEGATION 1:
-) 21 U.S.C. § 853
-)
-) CRIMINAL FORFEITURE
-) ALLEGATION 2:
-) 18 U.S.C. § 924(d) and 28 U.S.C.
-) § 2461(c)

INDICTMENT

The Grand Jury charges that:

COUNT 1

On or about August 27, 2019, within the District of Alaska, the defendant, XENOPHON XAYAMONTY, did knowingly and intentionally distribute 50 grams of more of pure methamphetamine.

All of which is in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(A).

COUNT 2

On or about August 27, 2019, within the District of Alaska, the defendant, XENOPHON XAYAMONTY, did knowingly and intentionally use and carry a firearm during and in relation to the drug trafficking crime charged in Count 1.

All of which is in violation of 18 U.S.C. § 924(c)(1)(A)(i).

COUNT 3

On or about October 1, 2019, within the District of Alaska, the defendant, XENOPHON XAYAMONTY, did knowingly and intentionally distribute 50 grams of more of pure methamphetamine.

All of which is in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(A).

COUNT 4

On or about October 1, 2019, within the District of Alaska, the defendant, XENOPHON XAYAMONTY, did knowingly and intentionally use and carry a firearm during and in relation to the drug trafficking crime charged in Count 3.

All of which is in violation of 18 U.S.C. § 924(c)(1)(A)(i).

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COUNT 5

On or about December 18, 2019, within the District of Alaska, the defendant, XENOPHON XAYAMONTY, did knowingly and intentionally distribute 50 grams of more of pure methamphetamine.

All of which is in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(A).

COUNT 6

On or about December 23, 2019, within the District of Alaska, the defendant, XENOPHON XAYAMONTY, did knowingly and intentionally distribute 50 grams of more of pure methamphetamine.

All of which is in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(A).

CRIMINAL FORFEITURE ALLEGATION 1

Upon conviction for the offenses in violation of 21 U.S.C. § 841(a)(1), set forth in Counts 1, 3, 5, and 6 of this Indictment, the defendant, XENOPHON XAYAMONTY, shall forfeit to the United States any property constituting or derived from, and any proceeds obtained, directly or indirectly, as the result of such offenses, and any property used or intended to be used, in any manner or part, to commit or to facilitate the commission of the offenses, including but not limited to a Smith & Wesson M&P9 Shield 9mm semiautomatic pistol, serial number LFM2068; and a Glock 23 .40 Smith & Wesson semiautomatic pistol, serial number RWA914.

All pursuant to 21 U.S.C. § 841(b)(1)(A) and (B).

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CRIMINAL FORFEITURE ALLEGATION 2

Upon conviction for the offenses in violation of 18 U.S.C. § 924(c)(1)(A)(i), set forth in Counts 2 and 4 of this Indictment, the defendant, XENOPHON XAYAMONTY, shall forfeit to the United States any firearms and ammunition used in knowing commission of the offense, including but not limited to a Smith & Wesson M&P9 Shield 9mm semiautomatic pistol, serial number LFM2068; and a Glock 23 .40 Smith & Wesson semiautomatic pistol, serial number RWA914.

All pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c).

A TRUE BILL.

s/ Grand Jury Foreperson
GRAND JURY FOREPERSON

s/ James Klugman
JAMES KLUGMAN
Assistant U.S. Attorney
United States of America

s/ Bryan Schroder
BRYAN SCHRODER
United States Attorney
United States of America

Date: February 19, 2020